

ENROLLED ORDINANCE 159-74

AUTHORIZATION TO PAY BACK WAGES FOR SETTLEMENT AGREEMENT  
IN DEARTH VS. WAUKESHA COUNTY FEDERAL LAWSUIT

WHEREAS, a lawsuit was filed in federal court against Waukesha County by Mark Dearth, an employee, for back wages and other damages as a result of his employment relationship with Waukesha County, and

WHEREAS, continuation of the litigation poses a substantial financial risk to both the plaintiff and Waukesha County and both sides will continue to incur additional significant expenses without a settlement of the claim, and

WHEREAS, Waukesha County, its insurance carrier, and the plaintiff have engaged in mediation through the federal court mediation process, and

WHEREAS, the result of the mediation is that the parties have reached an agreement for settlement of the lawsuit, conditioned upon the County Board's approval of the payment of back wages in the amount of \$11,470.00 and back insurance premiums in the amount of \$690.00, and

WHEREAS, it is in the best interests of Waukesha County to enter into this settlement agreement at this time.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the County is authorized to pay \$11,470.00 in back wages and \$690.00 in back insurance premiums in exchange for a full settlement and release of all claims from the plaintiff in the federal litigation entitled, "Dearth vs. Waukesha County."

ATHORIZATION TO PAY BACK WAGES FOR SETTLEMENT AGREEMENT IN  
DEARTH VS. WAUKESHA COUNTY FEDERAL LAWSUIT

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County,  
Wisconsin, Was presented to the County Executive on:

Date: 12-17-04, Kathy Nickolaus  
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County,  
Wisconsin, is hereby:

Approved: ✓

Vetoed: \_\_\_\_\_

Date: 12-17-04, D. M. Finley  
Daniel M. Finley County Executive

# WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-12/14/04

NUMBER-1590044

1. K. HERRO.....AYE  
 2. D. SPAMSTA.....  
 3. M. MARCHESE.....AYE  
 4. J. JESKEWITZ.....AYE  
 5. P. HARKOHL.....AYE  
 6. K. HARENDIA.....AYE  
 7. J. MORRIS.....AYE  
 8. D. SWAN.....AYE  
 9. J. BEHREND.....AYE  
 10. W. MITCHELL.....AYE  
 11. W. KOUB.....AYE  
 12. J. THOMAS.....AYE  
 13. K. CUMMINGS.....AYE  
 14. D. PAULSON.....AYE  
 15. P. BULLERMANN.....AYE  
 16. V. STROUD.....AYE  
 17. D. RAVENKO.....AYE  
 18. C. SROOG.....AYE

TOTAL AYES-18

CARRIED \_\_\_\_\_

UNANIMOUS X

19. P. THELEN.....AYE  
 20. R. CARLSON.....AYE  
 21. D. BROFSCH.....  
 22. J. LWYER.....AYE  
 23. S. WOLFF.....AYE  
 24. J. GRIFFIN.....AYE  
 25. A. KALLIN.....AYE  
 26. R. MANCH.....AYE  
 27. E. MORRIS.....AYE  
 28. M. KIPP.....AYE  
 29. G. BRUCE.....AYE  
 30. B. KRAMER.....AYE  
 31. S. KLEIN.....AYE  
 32. P. JASKE.....AYE  
 33. K. NILSON.....AYE  
 34. P. GUNDRUM.....AYE  
 35. R. SINGERT.....AYE

TOTAL NAYS-00

DEFERRED \_\_\_\_\_

TOTAL VOTES-18